

The Environmental Notice

A SEMI-MONTHLY BULLETIN (UNDER SECTION 343-3, HRS) OF THE OFFICE OF ENVIRONMENTAL QUALITY CONTROL

OCTOBER 23, 2005



LINDA LINGLE

GOVERNOR

OFFICE OF
ENVIRONMENTAL QUALITY CONTROL (OEQC),
DEPARTMENT OF HEALTH
GENEVIEVE SALMONSON
DIRECTOR, OEQC

*The Environmental Notice -
review the environmental impacts of
projects proposed in Hawai'i!*

Other Resources available . . .

- June 2004 Guidebook for Hawai'i's Environmental Process (now, Online!)
- Environmental Assessments in Adobe Acrobat PDF Format (1990-2003) and Study Resource Library
- Environmental Council Annual Reports (now, Online!)
- "How to Plant a Native Hawaiian Garden" (now online!)

OEQC

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County clarifies October 8, 2005, article on Waikoloa Makai Development

Ms. Esther Imamura of the County of Hawai'i Planning Department notified the Office of Environmental Quality Control by electronic mail of the following two items clarifying the front-page article on final environmental assessment (FEA) and environmental impact statement preparation notice (EISPN) for the Waikoloa Makai Development: (1) "[The article] states that [Waikoloa Land and Cattle Company] [has] applied for an amendment to the General Plan. However, the EISPN was submitted in order to initiate a future interim amendment to the General Plan"; (2) "[The article] states '10 lodges'. The Spa and Lodge facility is actually one building with a spa on the ground floor and 10 units on the second floor." The Office of Environmental Quality Control would like to express its gratitude to the Planning Department for the above clarifications.

Kuakini Street Extension

The draft EA for the extension of Kuakini Street has been finalized and a FONSI issued by the Dept. of Transportation Services. Kuakini St. at Lanakila Avenue will be extended 600 feet to connect directly with Keola Street near Hala Drive, thus eliminating this troublesome disjointed intersection. The current portion of Kuakini ewa of Lanakila will be retained as a local road serving adjoining roads. There is a good deal of community support for this roadway realignment. See page 5 for more details.



2121 Kuhio Condominium Time-Share Development

The City and County of Honolulu is currently processing a Waikiki Special District Use permit application from K3 Owners, LLC to develop the northern vacant mauka portion of a 2.66-acre lot at 2121 Kuhio Avenue and 2100 Kalakaua Avenue. The southern makai portion of the lot was the site of the former Canlis Restaurant and now contains the existing 2100 Kalakaua retail complex, a three-story, 110,000 square foot structure that will remain in place. The northern portion of the lot was once the site of Hula's and various small shops and restaurants. The existing zoning is resort commercial; the applicant wishes to change the zoning to resort mixed-use. See page 4 for more details.

Incidental Take Permit for Kaheawa Wind Power Project

In the Federal Notices for this issue (page 15), the U.S. Fish and Wildlife Service, in response to an application from Kaheawa Wind Power, LLC, is considering issuing an incidental take permit pursuant to Section 10(a)(1)(B) of the Endangered Species Act. The permit application, habitat conservation plan and NEPA environmental assessment are available for public review and comment on the Internet at <http://pacificislands.fws.gov>. For more information see page 15, a notice was also published in the July 8th Environmental Notice.

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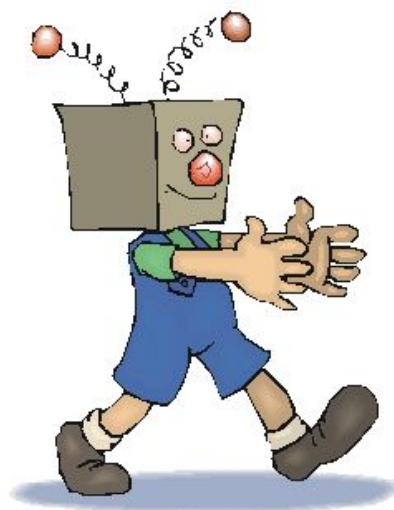
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HAPPY HALLOWEEN

We provide access to our activities without regard to race, color, national origin (including language), age, sex, religion, or disability. Write or call OEQC or our departmental Affirmative Action Officer at Box 3378, Honolulu, HI 96801-3378 or at (808) 586-4616 (voice/tty) within 180 days of a problem. OEQC intends to make the information in this bulletin accessible to everyone. Individuals that require this material in a different format (such as large type or braille), should contact our office for assistance.

Definitions

Your guide to the Environmental Review Process

Draft Environmental Assessment

A project or action that may affect the environment cannot be implemented until an Environmental Assessment (EA) is prepared in accordance with Chapter 343, Hawai'i Revised Statutes (HRS). If the lead State or county agency (the *proposing agency* for agency actions, or the *approving agency* for applicant actions) anticipates that the project will have no significant environmental impact, then affected agencies, individuals, and organizations must be consulted and a Draft EA (DEA) is written and public notice is published in this periodic bulletin (see, section 343-3, HRS) known as the *Environmental Notice*. The public has 30 days to comment on the Draft EA from the date of the first notice.

Final Environmental Assessment and Finding of No Significant Impact

After the lead agency reviews the public comments, if it determines that the project will have no significant effect on the environment, then it will prepare a Final EA (FEA) and issue a Finding of No Significant Impact (FONSI) formerly called a *Negative Declaration*. The Final EA must respond to all public comments. An Environmental Impact Statement will not be required and the project may now be implemented. The public has 30 days from the first notice of a FONSI in this periodic bulletin to ask a court to require the preparation of an EIS.

Final Environmental Assessment and Environmental Impact Statement Preparation Notice

When a lead agency decides that a project may have a significant environmental impact, an Environmental Impact Statement (EIS) must be prepared prior to implementing the project. Like the DEA (see *above*), affected agencies, individuals and organizations must be consulted prior to preparation of the final EA (FEA) and issuance of a determination called an EIS preparation notice (EISPN). (The EA is called *final*, to distinguish it from the draft, *above*). After the FEA is written by the lead agency, and notice of the FEA and EISPN is published in this periodic bulletin, any agency, group, or individual has 30 days from the first publication of the EISPN to request to become a consulted party and to make written comments regarding the environmental effects of the proposed action. The public (including an applicant) has 60 days from the first notice of an EISPN in this periodic bulletin to ask a court to not require the preparation of an EIS.

Draft Environmental Impact Statement

After receiving the comments on the FEA and EISPN (see *above*), the lead agency or private applicant must prepare a Draft Environ-

mental Impact Statement (DEIS) prior to project implementation. This document must completely disclose the likely impacts of a project. Direct, indirect and cumulative impacts must be discussed along with measures proposed to mitigate them. The public has 45 days from the first publication date in this periodic bulletin to comment on a DEIS. The DEIS must respond to comments received during the FEA-EISPN comment period in a *point-by-point* manner.

Final Environmental Impact Statement

After considering all public comments filed during the DEIS stage, the agency or applicant must prepare a Final EIS (FEIS). The FEIS must respond in a *point-by-point* manner to all comments from the draft stage. Requisite deeper analyses must be included in the FEIS. For applicant projects, the approving agency is authorized to accept the FEIS. For agency project the Governor or the county mayor is the accepting authority. Only after the EIS is accepted may the project be implemented.

Acceptability

If the FEIS is accepted, the law requires that notice of this be published in this periodic bulletin. The public has 60 days from the date of first notice of acceptance to ask a court to vacate the acceptance of an EIS. In the case of applicant actions, the law requires that an approving agency must make a determination on acceptance within thirty-days of receipt of the FEIS or the FEIS is deemed accepted. Also, for applicant actions, the law provides for an administrative appeal of a non-acceptance to the Environmental Council.

National Environmental Policy Act

The National Environmental Policy Act (NEPA) requires federal projects to prepare an EA or EIS. It many ways it is similar to Hawai'i's law. Some projects require both a state (or county) and federal EIS and the public comment procedure should be coordinated. Although not required by law, the OEQC publishes NEPA notices in this periodic bulletin to help keep the public informed of important federal actions.

Special Management Area

The Special Management Area (SMA) is along the coastlines of all our islands and development in this area is generally regulated by Chapter 205A, HRS and county ordinance. A special subset of the SMA that is regulated by Chapter 343, HRS is the Shoreline Setback Area. Most development in this area requires a Special Management Permit (SMP). This periodic bulletin posts notice of these SMP applications to encourage public input.

Shoreline Certifications

State law requires that Hawai'i shorelines be surveyed and certified when necessary to clearly establish the shoreline setback (an area contained between the certified shoreline and a prescribe distance inland (usually 40 feet) from the certified shoreline). The public may participate in the process to help assure accurate regulatory boundaries. Private land owners often petition to have their shoreline certified by the State surveyor prior to construction. This periodic bulletin publishes notice from the Department of Land and Natural Resources of both shoreline certification applicants and of final certifications or rejections.

Environmental Council

The Environmental Council is a fifteen-member citizen board appointed by the Governor to advise the State on environmental concerns. The council makes the rules that govern the Environmental Impact Statement process. The agendas of their regular meetings are published on the Internet at <http://www.ehawaii.gov/calendar> and the public is invited to attend.

Exemption Lists

Government agencies must keep a list describing the minor activities they regularly perform that are declared exempt from the environmental review process. These lists are reviewed and approved by the Environmental Council. This periodic bulletin will publish an agency's draft exemption list for public comment prior to Council decision making, as well as notice of the Council's decision on the list.

Conservation District

Any use of land in the State Conservation District requires a Conservation District Use Application (CDUA). These applications are reviewed and approved by the Board of Land and Natural Resources (BLNR). Members of the public may intervene in the permit process. Notice of these permit applications is published in this periodic bulletin.

Endangered Species

This periodic bulletin is required by Section 343-3(c), HRS, to publish notice of public comment periods or public hearings for habitat conservation plans (HCP), safe harbor agreements (SHA), or incidental take licenses (ITL) under the federal Endangered Species Act, as well as availability for public inspection of a proposed HCP or SHA, or a proposed ITL (as a part of an HCP or SHA).

O'ahu Notices

OCTOBER 23, 2005

2121 Kuhio Avenue Condominium/Timeshare Development (HRS 343 DEA)

District: Honolulu
TMK: (1) 2-6-18:10, 42 and 52
Applicant: K3 Owners, LLC, 921 Front St., Lower Level,
San Francisco, CA 94111
Contact: Jim Kehoe (917-834-1618)

Approving Agency: Department of Planning & Permitting
650 S King St., 7th Flr., Honolulu, HI 96813
Contact: Tim Hata (527-6070)

Consultant: Kusao & Kurahashi, Inc. 2752 Woodlawn Dr.,
Ste. 5-202, Honolulu, HI 96822
Contact: Keith Kurahashi (988-2231)

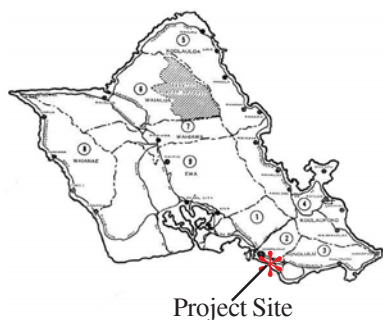
Public Comment

Deadline: November 22, 2005
Status: Draft environmental assessment (DEA) notice
pending 30-day public comment. Address com-
ments to the applicant with
copies to the approving
agency, consultant and
OEQC.

Permits

Required: Waikiki Special District Per-
mit, Grading, Drain Connec-
tion License and Building
Permit

The applicant proposes to develop the vacant mauka (north) portion of a 2.66-acre lot (three parcels) at 2121 Kuhio Avenue and 2100 Kalakaua Avenue in Waikiki that includes the existing 2100 Kalakaua Avenue retail commercial development (a three-story, 110,000-square foot structure that will remain).



The applicant will file an application for rezoning of the property from Resort Commercial Precinct to a Resort Mixed Use Precinct. The applicant will also be filing a Waikiki Special District Permit application for the project should the proposed zone change be approved.

Development plans include construction of either a condominium or timeshare tower, with a low-rise restaurant complex supporting either development. The condominium development would offer approximately 183 units over two levels of underground parking within the current height limit of 300 feet. The timeshare development would consist of approximately 205 units over one or two levels of underground parking within the current height limit of 300 feet.



OCTOBER 23, 2005

Kuakini Street Extension (HRS 343 FEA-FONSI)

District: Honolulu
TMK: (1) 1-6-009:001 and Roadway Right-of-Way
Proposing Agency: C & C, Dept. of Transportation Services
 650 S King St., Honolulu, HI 96813
 Contact: Darin Mar (527-5055)

Determination Agency: Same as above.
Consultant: R.M Towill Corporation
 420 Wai'akamilo Rd., Ste. 411, Honolulu, HI 96817
 Contact: Brian Takeda (842-1133)

Status: Final environmental assessment (FEA) and Finding of No Significant Impact (FONSI).

Permits Required: Construction Plan Review, Grading Permit and Noise Permit, NPDES (potentially required)

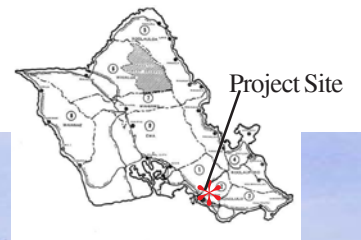
The City & County of Honolulu is proposing to extend Kuakini Street from its present terminus at Lanakila Avenue a distance of approximately 600 feet in the northwest direction to tie into the existing Ke'ola Street. At present, there are two closely spaced "T" intersections on Lanakila Avenue; Lanakila Avenue and Ke'ola Street, and at Lanakila Avenue and Kuakini Street. The extension of Kuakini Street would replace these two intersections with a single cross intersection. The portion of

Ke'ola Street between the proposed connection and Lanakila Avenue will be converted to a local street to serve the adjoining properties.

This proposed project was approved in 2003 (City and County of Honolulu Ordinance 03-15) and added into the Primary Urban Center Development Plan Public Facilities Map. The proposed roadway extension right-of-way and the adjacent lot identified by Tax Map Key (TMK): (1) 1-6-009: 001 are owned by the State Department of Land and Natural Resources (DLNR). The project site and the surrounding area are zoned for residential use (single-family homes and apartments). Construction is scheduled to begin in the middle of 2006 and last approximately 6 months. This \$1.5 million project will be entirely funded by the City & County of Honolulu.

The proposed project will provide a straightened and more direct alignment to the signalized intersection at Kuakini Street and Lanakila Avenue. The result of the project will be a more efficient flow of traffic through the intersection.

Negative impacts will be limited to traffic disruption and construction-generated noise during construction



OCTOBER 23, 2005

Sand Island Wastewater Treatment Plant Elevator Installation (HRS 343 FEA-FONSI)

District: Honolulu
TMK: (1) 1-5-041:005
Proposing Agency: C & C, Dept. of Design & Construction
650 S King St., Honolulu, HI 96813
Contact: Jann Dacanay (527-5152)

Determination Agency: Same as above.
Consultant: R.M. Towill Corporation
420 Wai'akamilo Rd., Ste. 411, Honolulu, HI 96817
Contact: Brian Takeda (842-1133)

Status: Final environmental assessment (FEA) and Finding of No Significant Impact (FONSI).

Permits Required: SMA, Building & Elevator Installation Permits

The City and County of Honolulu, Department of Design and Construction (DDC), Wastewater Division, proposes to construct a passenger elevator for the Control and Administration Building located at the Sand Island Wastewater Treatment Plant SIWWTP.

The proposed improvement project will involve construction of an elevator facility abutting the northern portion of the existing two-story building.

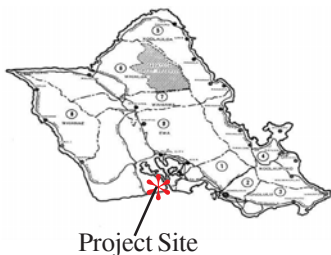
The Control and Administration Building was constructed in 1975 with a building footprint of approximately 8,085 square feet (s.f.). The first floor of the building has approximately 5,800 s.f. of floor space and provides administrative

functions for the SIWWTP. The majority of the first floor space is devoted to office space. The second floor contains approximately 7,500 s.f. of floor space and houses the control functions of the wastewater treatment plant. The second floor contains the control room, computer laboratory spaces, a training room, a lunch room and ancillary spaces necessary for daily operations.

The purpose for installation of the elevator is to provide public and employee access to a governmental facility to all persons regardless of physical disabilities in compliance with the Americans with Disabilities Act (ADA). When complete this project will facilitate the movement of people and equipment to and from the second floor in accordance with the ADA Accessibility Guidelines for Buildings and Facilities.

The City and County of Honolulu proposes to commence construction of the elevator in March 2006 with construction lasting approximately 6 months. The proposed elevator construction will cost approximately \$800,000 project and will be funded by the City & County of Honolulu. The elevator construction is part of the Primary Expansion project.

Negative impacts will be limited to construction-generated noise during construction.



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Smith Single-Family Home Demolition & Reconstruction (HRS 343 FEA-FONSI)

District: Lahaina
TMK: (2) 4-6-002:002
Applicant: Gene & Shirley Smith, c/o Jim Niess,
 Maui Architectural Group
 2331 W Main St., Wailuku, HI 96793
 Contact: Jim Niess (244-9011)

Approving Agency: Maui Planning Department
 250 S High St., Wailuku, HI 96793
 Contact: Kivette Caigoy (270-7735)

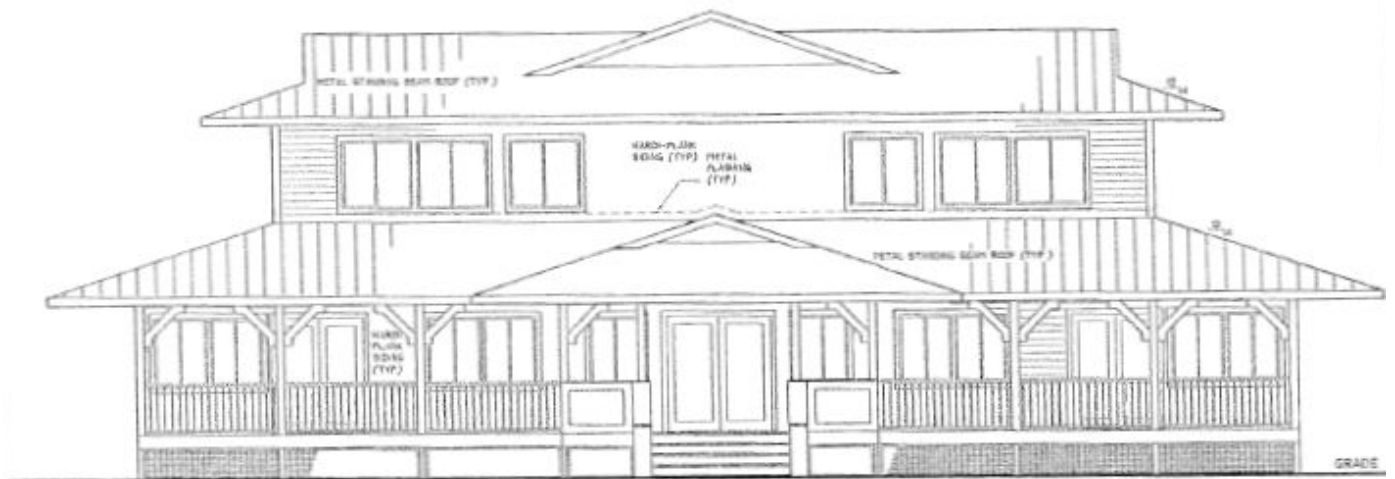
Consultant: Maui Architectural Group
 2331 W Main St., Wailuku, HI 96793
 Contact: Jim Niess (244-9011)

Status: Final environmental assessment (FEA) and
 Finding of No Significant Impact (FONSI).

Permits Required: SMA, SSA, Demolition, and Building Permits

The property is located within the Lahaina National Historic Landmark District at TMK: 4-6-002:002, 409 Front Street, Lahaina, island of Maui. The property is currently improved with two (2) single family homes consisting of 1,800 square feet each, constructed in 1949.

The applicant proposes to demolish the existing structures and replace with a new single-family, two-story structure measuring less than 3,500 square feet.



Hawai'i Notices

OCTOBER 23, 2005

Hilo Medical Center Parking Lot Expansion (HRS 343 DEA)

District: South Hilo
TMK: (3) 2-3-23:01
Proposing Agency: Hilo Medical Center
Hawai'i Health Systems Corp.
1190 Wai'anuenue Ave., Hilo, HI 96720
Contact: Julie-Beth Ako (974-4743)

Determination Agency: Same as above.
Consultant: Geometrician Associates
HC 2, Box 9575, Kea'au, HI 96749
Contact: Ron Terry (982-5831)

Public Comment

Deadline: November 22, 2005
Status: Draft environmental assessment (DEA) notice pending 30-day public comment. Address comments to the proposing agency with copies to the consultant and OEQC.

Permits

Required: Building Division Approval, Plan Approval, Grubbing & Grading Permits, Underground Injection, NPDES, Noise

medical facilities. The project will be accomplished in several phases, with Phase I consisting of unpaved (gravel) parking surface; later phases will involve incremental paving, until the entire parking lot is eventually paved.

The parking lot design also includes median strips, overhead lighting, and landscaped buffer zones for adjacent properties. Parking expansion is needed because existing parking facilities are undersized and substandard; both visitor and employee use is expected to increase over the next few decades; and construction of adjacent medical facilities will displace areas currently used for HMC parking.

The proposed project will not increase the volume of vehicular users and will improve access and safety for parkers and pedestrians. The contractor will be required to develop a traffic control plan to minimize congestion and maintain access to adjacent properties during construction. The contractor will obtain an NPDES permit and develop and implement a Storm Water Pollution Prevention Plan to contain sediment and storm water runoff during construction. The area will be landscaped to preserve and enhance the visual quality of the area. Archaeological and cultural surveys have determined that no significant historic sites or cultural resources are present on this former cane land.

Hilo Medical Center (HMC) plans to add to its existing employee and visitor parking area on the south side of Wai'anuenue Avenue by expanding and improving parking facilities for 450-520 cars on approximately 8 acres of unencumbered State land. The expansion would primarily serve HMC visitors and employees, but would also function as overflow parking for adjacent



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Shoreline Certifications and Rejections

Pursuant to §§13-222-26, HAR the following shorelines have been proposed for certification or rejection by the DLNR. Any person or agency wishing to appeal a proposed shoreline certification or rejection shall file a notice of appeal in writing with the department no later than 20 calendar days from the date of the public notice of the proposed shoreline certification or rejection. The Notice of appeal shall be sent to the Board of Land and Natural Resources, 1151 Punchbowl Street, Room 220, Honolulu, Hawai'i 96813.

File No.	Status	Location	Applicant/Owner	TMK
OA-1039	Proposed Shoreline Certification	Lot 30 of Land Court Application 1095 (Map 4), land situated at Malaekahana and Ka'ena, Ko'olauloa, Island of O'ahu, Hawai'i Address: Lot fronting Kahuku Golf Course Purpose: Subdivision	ControlPoint Surveying, Inc./The Estate Of James Campbell	5-6-02: 10
OA-1040	Proposed Shoreline Certification	Lot 2 of Land Court Application 1827 (Map 1), land situated at Lualualei, Wai'anae, Island of O'ahu, Hawai'i Address: 87-585 Farrington Highway Purpose: Determine Setback	Jamie F. Alimboyoguen/ Michael Berger	8-7-28: 14
OA-1042	Proposed Shoreline Certification	Lots 17-K, 18-F and 18-G-1 of Land Court Application 242, Land situated at Pu'uloa, 'Ewa, Island of O'ahu, Hawai'i Address: 91-215 'Ewa Beach Road Purpose: Building Permit	Walter P. Thompson/ Colin Perry	9-1-23: 17
OA-1043	Proposed Shoreline Certification	Lots 18-1 and 19-F of Land Court Application 242, Land situated at Pu'uloa, 'Ewa, Island of O'ahu, Hawai'i Address: 91-201 'Ewa Beach Road Purpose: Building Permit	Walter P. Thompson/ Warren Cole	9-1-23: 15

Shoreline Certification Applications

Pursuant to § 13-222-12, HAR the following shoreline certification applications are available for inspection at the DLNR District Land Offices on Kaua'i, Hawai'i and Maui and at Room 220, 1151 Punchbowl St., Honolulu, O'ahu (Tel: 587-0414). All comments shall be submitted in writing to the State Land Surveyor, 1151 Punchbowl Street, Room 210, Honolulu, Hawai'i 96813 and postmarked no later than fifteen (15) calendar days from the date of the public notice of the application. If there are any questions, please call Nick Vaccaro at (808) 587-0384.

File No.	Date	Location	Applicant/Owner	TMK
HA-305	10/10/05	Block 1, Lot 9 of Milolli Beach Lots Subdivision, land situated at Papa 2 nd , South Kona, Island of Hawai'i, Hawai'i Address: Kai Avenue (No Number Assigned) Purpose: Sale of Property	Heidi R. Weber	8-8-02: 04
OA-1059	10/10/05	Lot 280, Land Court Application 1052 (Map 7), land situated at Makaha, Wai'anae, Island of O'ahu, Hawai'i Address: 84-325 Makau Street Purpose: Building Permit	Wesley Tengan/Rex A. Irwin	8-4-09: 05
OA-1060	10/10/05	Lots 9 and 10, Block 1, Section "A" of the Maunalua Beach Subdivision, land situated at Maunalua, Honolulu, Island of O'ahu, Hawai'i Address: 227A & 237 Portlock Road Purpose: New House Construction	DJNS Surveying and Mapping, Inc./ Donald T. Evans and DTE LLC	3-9-02: 05 & 04
MA-331	10/10/05	Lot 2 of the Scott Lot, land situated at Pa'ia, Hamakuapoko, Makawao, Island of Maui, Hawai'i Address: 43 Hana Highway Purpose: New Roof (Existing Building)	Louise Severson/ Jenna De Buretel	2-6-02: 12
MA-332	10/10/05	Lot 45 of the Kama'ole Beach Lots, land situated at Kama'ole, Kihei, Island of Maui, Hawai'i Address: 3032 South Kihei Road Purpose: Building Permit	Akamai Land Surveying, Inc./Cheryl E. Anderson	3-9-04: 101

Conservation District Notices

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Conservations District Use Permit

Persons interested in commenting on the following Conservation District Use Application (Department Permit) must submit comments to the Department of Land and Natural Resources. Also, anyone interested in receiving notification of determination on Conservation District Use Applications (Department Permits) must submit requests to DLNR that include the following information:

1. Name and address of the requestor.
2. The permit for which the requestor would like to receive notice, notice of determination; and
3. The date the notice was initially published in the Environmental Notice.

Both comments and requests for notification of determinations must be submitted to DLNR within thirty days from the initial date that the notice was published in the Environmental Notice. Please send comments and requests to:

State of Hawai'i, Department of Land and Natural Resources
Office of Conservation and Coastal Lands, 1151 Punchbowl Street, Room 131
Honolulu, Hawai'i 96813

While DLNR will make every effort to notify those interested in the subject CDUA, it is not obligated to notify any person not strictly complying with the above requirements. For more information please contact Kimberly Mills at 587-0382 or Chris Pramoulmetar at 587-0048.

Maunalaha Homesites

File No. OA-3263
Applicant: C & C, Board of Water Supply
Location: Round Top Drive and Maunalaha Road, island of O'ahu
TMK: (1) 2-5-024-001
Proposed Action: Installation of New Six- and Eight-Inch Waterlines
343, HRS
Determination: No Significant Impact
Contact: PBR, Hawaii, Tom Schnell (521-5631)

Manele Small Boat Harbor

File No.: LA-3257
Applicant: DLNR-Division of Boating and Ocean Recreation
Location: Manele Bay, Kamao, Lana'i
TMK: (2) 4-9-017:006
Proposed Action: Small Boat Harbor Ferry System Improvements
343, HRS
Determination: FONSI published August 8, 2005 in the OEQC Environmental Notice
Contact: William Bow (941-8853)

Harold Lyon Arboretum

File No. OA-3264
Applicant: UH Manoa, Office of Vice Chancellor for Research & Graduate Education
Location: Harold L. Lyon Arboretum, Island of O'ahu
TMK: (1) 2-9-005:006 & 007
Proposed Action: Approval of the activities that were cited by the Department of Land and Natural Resources as violations
343, HRS
Determination: FONSI Published 7-8-05 in the OEQC Environmental Notice
Contact: George Atta (523-5866 x 103)



Federal Consistency Reviews

The Hawai'i Coastal Zone Management (CZM) Program has received the following federal actions to review for consistency with the CZM objectives and policies in Chapter 205A, Hawai'i Revised Statutes. This public notice is being provided in accordance with section 306(d) (14) of the National Coastal Zone Management Act of 1972, as amended. For general information about CZM federal consistency please call John Nakagawa with the Hawai'i CZM Program at 587-2878. For neighboring islands use the following toll free numbers: Lana'i & Moloka'i: 468-4644 x72878, Kaua'i: 274-3141 x72878, Maui: 984-2400 x72878 or Hawai'i: 974-4000 x72878. For specific information or questions about an action listed below please contact the CZM staff person identified for each action. Federally mandated deadlines require that comments be received by the date specified for each CZM consistency review and can be mailed to: Office of Planning, Department of Business, Economic Development and Tourism, P.O. Box 2359, Honolulu, Hawai'i 96804 or, fax comments to the Hawai'i CZM Program at 587-2899.

Lanikepu Stream Culvert Road Crossing, Lalamilo Housing Phase 1, Kamuela, Hawai'i

Applicant: Department of Hawaiian Home Lands
Contact: Mark Yoshimura, Okahara & Associates, Inc.,
 524-1224
Federal Action: Federal Permit
Federal Agency: U.S. Army Corps of Engineers
Location: Lanikepu Stream, Kamuela, South Kohala, Island of Hawai'i

TMK: (3) 6-6-1: 54, 77; 6-6-4: 12
CZM Contact: John Nakagawa, 587-2878
Proposed Action:

Construct a road crossing of Lanikepu Stream for an access road from Kawaihae Road to Alaneo Street. The crossing involves a concrete arched culvert, 32-feet wide x 60-feet long, with wingwalls and headwalls. The bottom of the culvert is proposed to be lined with grouted riprap.

Comments Due: November 4, 2005

Special Management Area (SMA) Minor Permits

Pursuant to Hawai'i Revised Statute (HRS) 205A-30, the following is a list of SMA Minor permits that have been approved or are pending by the respective county/state agency. For more information about any of the listed permits, please contact the appropriate county/state Planning Department. City & County of Honolulu (523-4131); Hawai'i County (961-8288); Kaua'i County (241-6677); Maui County (270-7735); Kaka'ako Special Design District (587-2878).

SPECIAL MANAGEMENT AREA (SMA) MINOR PERMITS		
Location (TMK)	Description (File No.)	Applicant/Agent
Honolulu: Kahala (3-5-23:3 & 38)	Resurfacing and curb replacement of the existing main parking lot at Wai'alae Country club (2005/SMA-80)	Wai'alae Country Club / Sato & Associates, Inc.
Maui: Kihei (2-1-10-24)	Dwelling and covered lanai (SM2 20050124)	Alive Enterprises Maui, Inc.
Maui: (2-5-4-25, 3-8-1-119)	Temporary tent at Ho'okipa park (SM2 20050125 & 26)	Mike Waltze Productions
Maui: Lahaina (4-2-7-29)	Infinity pool 30'x3' (SM2 20050127)	Dalbey, Kurt
Maui: Hana (4-2-7-29)	Install utility poles (SM2 20050128)	Parsons, Virginia & Dale
Maui: Waihe'e (3-2-1-17)	Dwelling, garage, covered lanai (SM2 20050129)	Bulosan-Marvin, Nancy/ Barry
Maui: Lahaina (4-4-1-74)	Apartment alterations (SM2 20050130)	Foreman, Sandra & Charles
Maui: Lahaina (4-5-1-6)	Install grease interceptor at Blue Restaurant (SM2 20050131)	Next Design
Maui: (2-9-12-28)	Subdivide into 2 lots with access road (SM2 20050132)	Arakaki, Wayne I.
Kaua'i: Hanalei (5-5-1-48)	Relocated single family residence (SMA(M) 2006-07)	Patsy Wilcox Sheehan Trust
Kaua'i: Poipu (2-9-1-2)	Replace existing building (SMA(M) 2006-08)	Kawailoa Development
Kaua'i: Hanalei (5-4-4-10)	Swimming pool with roof (SMA(M) 2006-09)	William Mowry



Pollution Control Permit Applications

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Department of Health Permits

The following three pages contain a list of some pollution control permits currently before the State Department of Health. For more information about any of the listed permits, please contact the appropriate branch or office of the Environmental Management Division at 919 Ala Moana Boulevard, Honolulu. Abbreviations are as follows: **CAB** - Clean Air Branch; **CD** - comments due; **CSP** - Covered Source Permit; **CWB** - Clean Water Branch; **I** - issued; **SHWB** - Solid and Hazardous Waste Branch; **SDWB** - Safe Drinking Water Branch; **N** - none; **NPDES** - National Pollutant Discharge Elimination System under the Federal Clean Water Act; **R** - received; **T** - temporary; **UIC** - Underground Injection Control; **NA** - not applicable.



Clean Air Branch

Br Permit Type	Applicant & Permit No.	Project Location	Pertinent Date	Proposed Use
CAB, 586-4200, CSP	U.S. Navy, Navy Region Hawai'i - Naval Station, Pearl Harbor CSP 0105a-01-C (Renewal)	NAVSTA PHNC, Pearl Harbor, Hawai'i	Issued: 9/28/05	Ship Building and Repair Operations
CAB, 586-4200, N-CSP	Grace Pacific Corp. NSP 0417-01-N (Renewal and Modification)	Hanama'ulu Valley, Lihue, Kaua'i	Issued: 9/29/05	300 tph Asphalt Concrete Batch Plant
CAB, 586-4200, CSP	Chevron Products Co. CSP 0080-01-C (Modification)	260 Aka'ula Road (Road A & B), Ele'e,le, Kaua'i	Issued: 10/3/05	Port Allen Marketing Terminal
CAB, 586-4200, CSP	U.S. Navy, Navy Region Hawai'i CSP 0105e-01-C (Renewal)	PWC PHNC, Pearl Harbor, O'ahu	Comments Due: 11/7/05	Two (2) 12.6 MMBtu/hr Portable Boilers, Five (5) 2 MW Combustion Turbines, Industrial Waste Treatment Complex, and Treatment Storage and Disposal Facility
CAB, 586-4200, T-NCSP	Kiyosaki Tractor Works, Inc. NSP 0400-02-NT (Amendment)	Various Temporary Sites, State of Hawai'i Initially Located: Adjacent and North of Hilo Landfill, Hilo, Hawai'i	Issued: 10/5/05	640 TPH Portable Stone Quarrying and Processing Plant with a 565 kW Diesel Engine Generator
CAB, 586-4200 T-CSP	CTS Earthmoving, Inc. CSP 0595-01-CT	Various Temporary Sites, State of Hawai'i Initial Location: CTS Earthmoving facility, Holu'aloa, Kona, Hawai'i	Issued: 10/6/05	One 91) 357 TPH Crushing Plant with One (1) 362 HP Diesel Engine
CAB, 586-4200 T-NCSP	Pacific Property and Development Corp NSP 0602-01-NT	Various Temporary Sites, State of Hawai'i Initial Location: TMK 2-4-7-1-2, Lot 3, Launiupoko Subdivision, Lahaina, Maui	Issued: 10/10/05	132 tph Crusher and 400 tph Power Screen
CAB, 586-4200 T-NCSP	Northwest Demolition & Dismantling NSP 0596-01-NT	Various Temporary Sites, State of Hawai'i Initial Location: Radford Terrace, O'ahu	Issued: 10/12/05	200 CY/hr Mobile Screen

Pollution Control Permit Applications

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Safe Drinking Water Branch

	Branch & Permit Type	Applicant & Permit No.	Project Location	Pertinent Dates	Proposed Use
	SDWB, 586-4258, UIC Permit	Engineering Division, County of Hawai'i, Dept. of Public Works UH-1686	Henry St. Improvements (Drainage Wells); (3)7-5-4:56; Kailua-Kona, HI	n/a	Change operator of 11 injection wells for surface drainage.
	SDWB, 586-4258, UIC Permit	Hawai'i Electric Light Co., Inc. UH-1243	Hill Power Plant Cesspool; 54 Halekau'ila Street, Hilo, HI	n/a	Conversion of 1 injection-well cesspool to injection well seepage pit.
	SDWB, 586-4258, UIC Permit	Hawai'i Electric Light Co., Inc. UH-1244	Kanoelehua Baseyard Cesspool; 54 Halekauila Street, Hilo, HI	n/a	Conversion of 1 injection-well cesspool to injection well seepage pit.
	SDWB, 586-4258, UIC Permit	Castle & Cooke Waikoloa, LLC UH-2392	Makana Kai at Wehilani Multi-Family Development; (3)6-8-2:27; Waikoloa Road & Quarry Road, S. Kohala, HI	Comment by 11/23/05	Construction of 7 injection wells for surface drainage.
	SDWB, 586-4258, UIC Permit	County of Hawai'i, Dept of Public Works UH-2393	Palani Road, by Kamakeha Avenue & Queen Ka'ahumanu Highway; (3)7-4-8:var., Kailua-Kona, HI	n/a	Construction of 3 injection wells for surface drainage.
	SDWB, 586-4258, UIC Permit	County of Maui, Dept. of Parks & Recreation UM-2389	Lahaina Civic Center; (2)4-5-21:16-10; Kau'a'ula Road, Lahaina, HI	n/a	Abandonment of 1 unregistered injection-well cesspool.
	SDWB, 586-4258 UIC Permit	Ford Island Housing, LLC UO-2291A	Ford Island Housing LLC; (1)9-1-13:1 Barbers Point, Kapolei, HI	n/a	Permit modification: reduce by 7 the number of injection wells for surface drainage.
	SDWB, 586-4258, UIC Permit	United States Navy UO-2387	Ewa Junction Fuel Drumming Facility; (1)9-4-08:10, (1)9-6-03:44; Oahu, HI	n/a	Abandonment of 1 unregistered injection-well cesspool.
	SDWB, 586-4258, UIC Permit	Covanta Honolulu Resource Recovery Venture UO-1376	HRRV (HPOWER); 91-174 Hanua St., Kapolei, HI	n/a	Permit modification - add a waste stream for 2 injection wells for industrial wastewater disposal.
	SDWB, 586-4258, UIC Permit	Hawai'i Fueling Facilities Corp. UO-1238	Hawai'i Fueling Facility Corporation (Satellite Plant #1); 3201 A'olele Street, Honolulu, HI	n/a	Change operator of 1 injection well for industrial wastewater disposal.
	SDWB, 586-4258, UIC Permit	HIARNG Facilities Mgt. Office UO-2177	Hawai'i Army National Guard Military Training Complex (HIARNG MTC) Hangar 117; (1)9-1-13:45; Langley St., Enterprise Ave., Kalaeloa, HI	n/a	Register 4 existing injection wells for surface drainage.
	SDWB, 586-4258, UIC Permit	Division of State Parks State of Hawai'i, Dept. of Land and Natural Resources UO-2390	Pu'u Ualaka'a State Wayside; 3286 Round Top Drive, Tantalus, Honolulu, HI	n/a	Abandonment of 1 unregistered injection-well cesspool.
	SDWB, 586-4258, UIC Permit	Hawai'i Electric Light Co., Inc. UO-2391	Kahe Generating Station; 92-200 Farrington Hwy., Kapolei, HI	n/a	Register 5 existing injection well seepage pits for sewage disposal.
	SDWB, 586-4258, UIC Permit	County of Kaua'i UK-2386	Nawiliwili Park Comfort Station; (4)3-2-4:03; Nawiliwili, Lihue, HI	n/a	Abandonment of 1 unregistered injection-well cesspool.
	SDWB, 586-4258, UIC Permit	Poipu Water Reclamation Facility UK-2388	Poipu Water Reclamation Facility; 2520 Poipu Road, Koloa, HI	n/a	Construction of one injection well for sewage effluent disposal, back-up.

Environmental Tip

OCTOBER 23, 2005

Call for Data for Impaired Waterbodies

Under §303(d) of the Federal Clean Water Act, the Department of Health (DOH), State of Hawai‘i, calls for any data that may be considered in the 2006 impaired waters listing process.

Any persons who have data and information on the quality of surface waters in Hawai‘i are encouraged to submit these documents. Documents submitted should include contact information for the person(s) or organization(s) that collected the data. Criteria for listing decisions can be found at the DOH-EPO website: <http://www.state.hi.us/health/environmental/env-planning/wqm/2004listingcriteriafinal.pdf> or by calling the EPO office.

Data to be considered for the 2006 listing cycle should be submitted to the Environmental Planning Office no later than November 1, 2005. Any data received after this date will be considered during the next listing cycle.

Environmental Planning Office (EPO), Department of Health, 919 Ala Moana Blvd., Rm. 312, Honolulu, HI 96814. Or call the EPO at 586-4337.

Chiyome L. Fukino, M.D.
Director of Health



Holoholo i ka ae kai

Here is an easy environmental education activity that will be fun and enjoyable for the whole family: a visit to the coastline. Bring a magnifying glass, a tape measure, some binoculars and a notepad. Assign each member of your family the following questions and ask them to write down their observations.

As you approach the shoreline, is it sandy? What color is the sand? Get a magnifying glass and look at the sand particles – what kinds of colors are there? Are there rocks or pebbles at the shoreline? What color are these rocks or pebbles? What is their texture like? Survey the coastline on both sides of you. Do you observe any seawalls or revetments? What does the sand distribution look like near and away from the revetment? What kind of vegetation is present at the coastline? Of the vegetation types you observe, which are endemic? Which are indigenous? Are any of these vegetation types being gathered by persons? Do you observe any vertebrate or invertebrate organisms? If so, what are they? If there is a vegetation line, how far is it from the water's edge? As you walk along the coastline, is there enough room for two people to walk abreast? Do you observe persons gathering on-shore or off-shore? If so, what are they gathering? Do you observe persons using the ocean. If so what are they doing (fishing, surfing, etc.)?

Just before your lunch, gather your family together and ask everyone to share and discuss their observations. Then ask each family member to share their views on why the coastline is so important to them and eat a happy lunch.



Environmental Council Notices

November 9, 2005, Meetings at Various Times in Leiopapa A Kamehameha

The Environmental Council of the Department of Health and its various standing and ad hoc committees are scheduled to meet on Wednesday, November 9, 2005, at various times and in various rooms in Leiopapa A Kamehameha, located at 235 South Beretania Street, Honolulu, O‘ahu. For more information, please call the Office of Environmental Quality Control at (808) 586-4185. To be placed on an electronic mail notification list of Environmental Council meetings, please send an electronic mail to Leslie Segundo, Environmental Health Specialist, Office of Environmental Quality Control at LSEGUND@mail.health.state.hi.us. The meeting notices and agenda of the Environmental Council are also available on the State's Calendar Meeting Announcements Internet Website at the following Uniform Resource Locator (URL):

http://www.ehawaii.gov.org/serv/eventcal?PF=hic&Clist=81&_action=View+Calendar.

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Application for an Incidental Take Permit for the Kaheawa Pastures Wind Generation Facility, Ukumehame, Maui

In response to an application from Kaheawa Wind Power, LLC (applicant), the Fish and Wildlife Service (FWS) is considering issuing an incidental take permit pursuant to section 10(a)(1)(B) of the Endangered Species Act (ESA). In response to this application, we are making it available for public review and comment. If approved, the permit would authorize take of species listed under the ESA incidental to otherwise lawful activities associated with the proposed Kaheawa Pastures Wind Energy Generation Facility located on the island of Maui at Ukumehame. The permit application and NEPA environmental assessment are available for public review and comment. The application includes a proposed habitat conservation plan (HCP). Documents are posted on the Internet at <http://pacificislands.fws.gov>. The applicant has applied to the Service for a 20-year incidental take permit for the endangered Hawaiian Petrel (*Pterodroma sandwichensis*), threatened Newell's (Townsend's) Shearwater (*Puffinus auricularis newelli*), endangered Nene (*Branta sandvicensis*), and the endangered Hawaiian Hoary Bat (*Lasiurus cinereus semotus*) (covered species), pursuant to section 10(a)(1)(B) of the ESA. The activities proposed to be covered by the permit include the construction and operation of the island of Maui's first commercial wind energy generation facility. The proposed facility would consist of 20 General Electric wind-generation turbines, situated in a single articulated row at an elevation extending from approximately 2,000 to 3,200 feet in the vicinity of existing Maui Electric Company (MECO) transmission lines. The height of each proposed monopole steel turbine tower is 55 meters (180 feet), and the diameter of the rotors is 70.5 meters (231 feet), for a total peak structural height of approximately 90 meters (296 feet). The proposed project would include an operation and maintenance facility, a substation and wind monitoring equipment, all situated in proximity to the turbines, as well as improvements and some realignment to an existing four-wheel-drive access road. The entire facility has the capacity to generate 30 megawatts of power, which would eliminate the use of approximately 150,000 to 250,000 barrels of oil annually, thereby reducing annual emissions from the MECO power plant by approximately 177.6 million pounds of carbon dioxide, 1.24 million pounds of sulfur dioxide and 0.32 million pounds of nitrogen oxides. Incidental take of covered species may occur as a result of these proposed covered activities. The applicant proposes to avoid, minimize, and mitigate the impacts of the taking of these species by implementing at a minimum the following measures: (1) Using "monopole" steel tubular towers to eliminate perching and nesting opportunities and minimize collision risk; (2) utilizing a rotor with a significantly lower rotation speed (11-20 rpm) which makes the rotor more visible during operations; (3) choosing a

site in proximity to existing electrical transmission lines to eliminate the need for an overhead transmission line from the project to the interconnect location; (4) restricting construction activity to daylight hours to avoid the use of nighttime lighting; (5) implementing a minimal lighting plan for the wind turbines and minimizing on-site lighting to reduce impacts to birds attracted to lights; (6) limiting on-site vegetation to that which is already established to eliminate new foraging attractions for Nene; (7) conducting surveys during nesting and fledging seasons of the covered birds during the first year of project operation to better understand the species' habits and population status and document the response to turbines; (8) conducting surveys to locate unknown or unconfirmed nesting colonies of Hawaiian Petrels and Newell's Shearwaters in West Maui, estimate nest numbers and distribution, identify management needs and implement management measures where possible; (9) providing financial contribution to the Nene propagation and release program and funding construction and operation of a new release facility for Nene for 5 years; and



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to rain forests and swamplands. In many cases, a species requires a specific native plant host during portions of its breeding cycle. Each of the 12 Hawaiian picture-wing species in the proposed listing rule is found only on a single island, and each breeds only on a single or a few related species of plants, some of which are also listed as threatened or endangered species. Six of the picture-wing species are found on O'ahu, three species on the island of Hawai'i, and one species on each of the islands of Kaua'i, Moloka'i, and Maui. One of the Hawai'i Island species was thought to be extinct until an extremely small population was rediscovered in 1993. Threats to the continued existence of these species include habitat degradation caused by feral animals and nonnative weeds, habitat loss from fire, biological pest control, and predation from alien ants and wasps. Three of the picture-wing species exist in such a small number of populations that naturally occurring events such as hurricanes and landslides could eliminate them. In our January 17, 2001, proposed rule and associated notifications, we requested that all interested parties submit